

**REMARKS**

In the Final Office Action, the Examiner denies entry of the Terminal Disclaimer filed January 22, 2009, and maintains the double patenting rejection of claim 25. The Office Action asserts that the undersigned is not an attorney of record and is therefore not authorized to sign the Terminal Disclaimer. See page 2. This is incorrect.

On January 22, 2009, Applicant also filed a Grant of New Power of Attorney to the patent practitioners associated with Customer No. 22,852. The Notice of Acceptance of Power of Attorney mailed by the U.S. Patent and Trademark Office on February 9, 2009 indicates that the Power was accepted. Moreover, the undersigned is a patent practitioner associated with Customer No. 22,852. On April 16, 2009, the undersigned contacted the Examiner to indicate that the undersigned had power of attorney on January 22, 2009 and was therefore authorized to file the Terminal Disclaimer. The Examiner agreed, and requested that Applicant file a suitable response. For convenience, Applicant encloses herewith a re-executed Terminal Disclaimer.

In view of the above, Applicant respectfully requests acceptance of the Terminal Disclaimer filed January 22, 2009, withdrawal of the double patenting rejection, and the timely allowance of pending claim 25.

Please grant any extensions of time required to enter this response and charge  
any additional required fees to our Deposit Account 06-0916.

Respectfully submitted,

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GARRETT & DUNNER, L.L.P.

Dated: April 17, 2009

By: 

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